

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

TRACY STILLDAY,  
o/b/o Darnell L. Counce,

Civil No. 07-4315 (JNE/JSM)

Plaintiff,

v.

ORDER

MICHAEL J. ASTRUE,  
Commissioner of Social Security,

Defendant.

The above-entitled matter comes before the Court upon the Report and Recommendation of United States Magistrate Judge Janie S. Mayeron dated August 8, 2008. No objections have been filed to that Report and Recommendation in the time period permitted.

Based upon the Report and Recommendation of the Magistrate Judge, and all of the files, records and proceedings herein,

IT IS HEREBY ORDERED: Plaintiff's Complaint [Docket No. 1] is **DISMISSED with Prejudice**.

Dated: September 2, 2008

s/ Joan N. Ericksen  
JOAN N. ERICKSEN  
United States District Court Judge